

1. Determining When a Finding is Cited

A provider is out of compliance with a rule.

The Licensor determines the NC level of the violation by consulting the Checklist and/or the Interpretation Manual.
Center NC levels will be either: Level 1, Level 2, or Level 3. Family & RC NC Levels will be either: Cited, TA1, TA2.

If the NC Level is 1 (centers) or Cited (family):

If the item was **corrected on-site** during the inspection and the provider has **not** been out of compliance with the rule during the past 12 months (or since and including their last Announced Inspection, if the last Announced Inspection was more than 12 months ago) the finding is not cited. It is a Level 1 TA Finding. If, on the other hand, the provider **has** been out of compliance with this rule during this time period, it is a Cited Finding, even if it was corrected on-site during the inspection. (Except for Level 1/Cited supervision/ratios; firearms; use of tobacco, alcohol, or illegal substance in the presence of children; an unattended child on the diapering surface, and Level 1/Cited CBS/MIS findings, all of which are always cited.)

If the NC Level is 1 (centers) or Cited (family):

If the item was **not corrected on-site** during the inspection, it is a Level 1 Cited Finding.

If the NC Level is 2/TA1:

If the provider has **not** been out of compliance with the rule during the past 12 months (or since and including their last Announced Inspection, if the last Announced Inspection was more than 12 months ago) the finding is **not** Cited. It is Level 2 TA or TA1 Finding. If, on the other hand, the provider **has** been out of compliance with this rule (one or more times) during this time period, it is a Level 2 or TA 1 Cited Finding.

If the NC Level is 3/TA2:

If the provider has **not** been out of compliance with the rule **twice** during the past 12 months (or since and including their last Announced Inspection, if the last Announced Inspection was more than 12 months ago) the finding is **not** Cited. It is Level 3 TA or TA2 Finding. If, on the other hand, the provider **has** been out of compliance with this rule (two or more times) during this time period, it is a Level 3 or TA 2 Cited Finding.

Repeat Cited Findings

- If a provider has a Cited Finding (a "Level 1" Cited Finding for centers) for a rule for which they already have a Cited Finding in the past 12 months (or since and including their last Announced Inspection, if the last Announced Inspection was more than 12 months ago), it becomes a **Repeat** Cited Finding ("Repeat Level 1 Cited Finding" for centers).
- If a provider has a Level 2/TA1 Cited Finding for a rule for which they already have a Level 2/TA1 Cited Finding in the past 12 months (or since and including their last Announced Inspection, if the last Announced Inspection was more than 12 months ago), it becomes a **Repeat** Level 2/TA1 Cited Finding.
- If a provider has a Level 3/TA2 Cited Finding for a rule for which they already have a Level 3/TA2 Cited Finding in the past 12 months (or since and including their last Announced Inspection, if the last Announced Inspection was more than 12 months ago), it becomes a **Repeat** Level 3/TA2 Cited Finding.